

S.B. 318

CHAPTER 339

AN ACT TO IMPROVE THE SANITARY CONDITIONS OF
THE MANUFACTURE OF BEDDING.

The General Assembly of North Carolina do enact:

SECTION 1. *Definitions.* As used in this Act:

Definitions.

The word "mattress" means: Any mattress, upholstered spring, comforter, pad, cushion or pillow to be used in reclining or sleeping. This Act shall not apply to any mattress smaller than 12 inches in its greatest dimension.

Mattress.

The word "person" means: Any individual, corporation, partnership, or association.

Person.

The term "new material" means: Any material which has not been used in the manufacture of another article or used for any other purpose.

New material.

The term "previously used material" means: (a) Any material which has been used in the manufacture of another article or used for any other purpose; (b) any material made into thread, yarn, or fabric, and subsequently torn, shredded, picked apart, or otherwise disintegrated.

Previously used material.

The word "sell" or "sold" shall, in the corresponding tense, include: sell, offer to sell, or deliver or consign in sale, or possess with intent to sell, deliver or consign in sale.

Sell, sold.

Possession of one or more articles covered by this Act when found in any store, warehouse or place of business, other than a private home, hotel or other place where such articles are ordinarily used, shall constitute prima facie evidence that the article or articles so possessed are possessed with intent to sell, and in violation of this Act.

Possession *prima facie* evidence of intent to sell.

All words shall include plural and singular, masculine and feminine, as the case demands.

Number and gender.

SEC. 2. *Sterilization.* No person shall in making, remaking or renovating a mattress for another person, use any previously used material which, since last used, was not sterilized by a process approved by the State Health Officer.

Sterilization ordered.

No person shall sell a used mattress unless sterilized, since last used, by a process approved by the State Health Officer; but nothing in this Act shall be construed or interpreted as preventing a sale by an executor or administrator of the mattresses of a decedent.

As to used mattresses.

A detailed drawing and description of any sterilizing apparatus and process to be used under this Act shall be submitted to the State Health Officer who shall, if the process effectively sterilizes, approve such process and give the person submitting it a dated Sterilizing License expiring at the

Approval of sterilizing process.